

(PAGE NUMBER ONE OF FOUR PAGES)

12/25/2006

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U.S. DISTRICT COURT  
DISTRICT OF DELAWARE  
Form to be used by a prisoner in filing a Complaint  
under the Civil Rights Act 42 USC 1983

1- Plaintiff: IVAN MENDEZ.

2- S.B.I. NUMBER: 453351

3- ADDRESS: D.C.C, 1181 PARROCK RD. SMYRNA DE. 19977.

4- CASE NUMBER: 318-2001

5- DEFENDANTS: PENNSYLVANIA STATE, DELAWARE STATE, WASHINGTON D.C. AND ALL THIS CRIMINAL ORGANISATION.

6- IF YOU HAVE FILLED OTHER LAWSUITS LIST CAPTION AND CASE NUMBER: AS YOU KNOW IT TOO ALL THIS INFORMATION.

7- IS THERE A PRISONER GRIEVANCE?

YES

NO

8- HAVE YOU EXHAUSTED YOUR ADMINISTRATIVE REMEDIES?

YES

NO

9- WHAT STEPS DID YOU TAKE: THE LEGAL STEPS.

10- WHAT WAS THE RESULT: NEGATIVE.

11- NAME OF DEFENDANTS: ALL THIS CRIMINAL ORGANISATION.

12- EMPLOYED AS A: AS YOU KNOW IT TOO THIS INFORMATION.

13- ADDRESS: AS YOU KNOW IT TOO.

14- STATE BRIEFLY THE FACTS OF YOUR CASE (ATTACH EXTRA SHEETS IF NECESSARY): AS YOU KNOW IT TOO, ALL OF THE FACTS AND GROUNDS, WHICH IN MY MIND OF FACT I'M STILL WAITING FOR THE ANSWERS OF ALL OF MY LEGAL FORMS AND LETTERS, AND AS YOU KNOW IT TOO, THAT IT HAS BEEN YEARS WAITING FOR THE ANSWERS FROM YOU, PENNSYLVANIA, AND WASHINGTON D.C. WHICH ONCE AGAIN IS THE PURPOSE OF THIS COMPLAINT, BECAUSE ALL OF THEM KNOWING THAT THIS CRIMINAL ORGANISATION HAS DONE TO ME, AND WHAT THEY HAVE DONE TO ME TOO, THEN DON'T DO NOTHING BUT MAKE IT WORSE, AND AS YOU KNOW IT TOO THAT IT HAS BEEN FOR YEARS, AND KNOWING OF MY LEGS DISABILITY, AND SOME THINGS (SUFFERINGS), THAT MY FAMILY, RELATIVES, LOVED ONES, AND MY PEOPLE HAVE AND ARE GOING THROUGH, AND EVEN KNOWING ALL OF THE FACTS AND GROUNDS, WHICH IN MATTER OF FACT I WRITE SOME OF THOSE FACTS AND GROUNDS FROM MY LEGAL PAPERWORK LEFT THAT I STILL HAVE WITH ME, I WROTE THEM DOWN BRIEFLY, BECAUSE IT COST ME A LOT TO OBTAIN SOME PAPER TO WRITE ON, SO HERE ARE THE FOLLOWING FACTS WRITTEN DOWN BRIEFLY, SUCH ARE:

(CHARGE: CRIMINAL IMPERSONATION)

EXHIBIT A

(SINGLE PAGE #1)

TO WIT: IVAN H. MENDEZ, ON OR ABOUT THE 26<sup>TH</sup> DAY OF DECEMBER 2000, IN THE COUNTY OF SUSSEX STATE OF DELAWARE, DID KNOWINGLY AND UNLAWFULLY PRETEND TO BE TONY RENE DIAZ, WITH THE INTENT TO OBTAIN A BENEFIT FROM ANOTHER PERSON.

(CHARGE: ROBBERY FIRST DEGREE)

EXHIBIT A

(SINGLE PAGE #2)

TO WIT: IVAN H. MENDEZ, ON OR ABOUT THE 21<sup>ST</sup> DAY OF DECEMBER 2000, IN THE COUNTY OF SUSSEX STATE OF DELAWARE, DID WHEN IN THE COURSE OF COMMITTING THE CRIME USED FORCE UPON LATISHA M. REED, WITH THE INTENT TO COMPEL LATISHA M. REED, TO DELIVER UP PROPERTY, CONSISTING OF UNITED STATES CURRENCY, AND WHEN IN THE COURSE OF THE COMMISSION OF THE CRIME FLIGHT THEREFROM, HE CAUSED PHYSICAL INJURY TO LATISHA M. REED, WHO IS NOT PARTICIPANT IN THE CRIME.

(CHARGE: POSSESSION OF A DEADLY WEAPON)

TO WIT: IVAN LOPEZ MENDEZ, ON OR ABOUT THE 21<sup>ST</sup> DAY OF DECEMBER 2000, IN THE COUNTY OF SUSSEX STATE OF DELAWARE, DID KNOWINGLY POSSESS A DEADLY WEAPON DURING THE COMMISSION OF A FELONY, BY POSSESSING ILLEGAL CUTTING INSTRUMENT, A DEADLY WEAPON DURING THE COMMISSION OF ROBBERY 1<sup>ST</sup>.

EXHIBIT B AFFIDAVIT OF PROBABLE CAUSE

(SINGLE PAGE #3)

YOUR AFFIDANT, DAVID NAAR, CAN TRULY STATE THAT ON 12/25/00, AT APPROXIMATELY 17:35 HOURS, ON US. 113 HWY. I OBSERVED A PEDESTRIAN WALKING NORTH ON THE PEDESTRIAN WAS WEARING A DARK JACKET AND BLUE JEANS, AND HAD A DARK BUSHY MUSTACHE WHICH FIT THE DESCRIPTION OF THE SUSPECT IN A RECENTLY (STABBING), OCCURRED ON 12/21/00, DURING A CRIME PREVENTION CHECK THE PEDESTRIAN IDENTIFIED HIMSELF AS TONY RENE DIAZ, DIAZ HAD A STRONG SMELL OF AN ALCOHOLIC BEVERAGE COMING FROM HIS PERSON, WHEN ASKED IF HE HAD BEEN DRINKING HE REPLIED YES, DIAZ WAS TRANSPORTED TO GEORGETOWN P.S. DIAZ, WAS QUESTIONED BY DET. GROSSI, DURING THE QUESTIONING DIAZ, ADMITTED TO GIVING A FALSE NAME, HE THEN IDENTIFIED HIMSELF AS IVAN H. MENDEZ.

EXHIBIT B AFFIDAVIT OF PROBABLE CAUSE.

(SINGLE PAGE #4)

3- UPON THE ARRIVAL OF THE POLICE UNIT'S W/3 BUCCI, MADE CONTACT WITH THE VICTIM, WHO ADVISED SHE HAD JUST BEEN STABBED BY A WHITE MALE SUSPECT. 4- THE VICTIM COULD ONLY DESCRIBE THE SUSPECT AS A WHITE MALE WITH A THICK BLACK MUSTACHE BLACK HAIR ON HIS FACE AND WEARING A BLACK HAT. 5- THE VICTIM ALSO ADVISED SHE SMELL AN ODOR OF ALCOHOLIC BEVERAGES ON THE SUSPECT'S BREATH. 6- THE SUSPECT APPROACHED HER FROM BEHIND THE EXHIBIT. 7- THE SUSPECT MADE VERBAL CONTACT WITH THE VICTIM AND ADVISED HER NO TO SAY ANYTHING AND SHE WOULDN'T GET HURT, HE THEN STATED GIVE ME YOUR MONEY, HE THEN STRUCK HER IN THE LOWER LEFT SIDE OF HER BACK JUST BELOW THE WOMBEN AREA. 8- THE VICTIM STATED THIS WAS WHEN SHE REALIZED THAT HE HAD STABBED HER. 9- THE SUSPECT THEN PUNCHED HER IN THE FACE CAUSING A BLACK EYE TO HER RIGHT EYE, THE SUSPECT REMOVED \$4.00 IN CASH AND THEN FLEW.

EXHIBIT B STATEMENT OF PROBABLE CAUSE- (CONTINUED)

(SINGLE PAGE #5)

12- W/1 PAT BROCKWAY, WAS IN THE PARKING LOT OF THE EXHIBIT AND OBSERVED THE SUSPECT WALK FROM BEHIND THE EXHIBIT, AND APPROACH THE VICTIM, WHO WAS PULLED OUT FROM THE PARKING LOT AND DID NOT OBSERVE THE SUSPECT ATTACK THE VICTIM W/1 BROCKWAY. DESCRIBE THE SUSPECT AS A WHITE MALE, DARK BLU BLACK JACKET, WEARING BLUE JEANS AND APPROXIMATELY 5'08 TO 5'10 FEET TALL. 13- ON 12/25/00, AT APPROXIMATELY 17:33 HOURS, W/3 NAAR, OBSERVED A

ATTENTION IS ANOTHER 1983 COMPLAINT





THAT MATCHED THE DESCRIPTION OF THE SUSPECT WALKING N/8 ON 65 113, IN THE AREA OF W. NORTH STREET, 14- W/3 NAAR, STOPPED THE SUSPECT, THE SUSPECT WAS IN TOXICATED AND TAKEN INTO CUSTODY BY W/3 NAAR, FOR WALKING ON THE HIGHWAY UNDER THE INFLUENCE OF ALCOHOL AND OTHER TRAFFIC CHARGES. THE SUSPECT GAVE W/3 NAAR, WAS TONY RENE DIAZ, 15- I WAS CALLED TO INTERVIEW THE SUSPECT IN REFERENCE TO THE COMPLAINT ON 12/21/00, 16- THE SUSPECT WAS MIRANDAIZED AND INTERVIEWED AT APPROXIMATELY 18:00 HOURS ON 12/25/00, 17- THE SUSPECT ADVISED HE WAS HOMELESS AND HAD NOT WORKED IN APPROXIMATELY 1 MONTH, HE STATED HE CANNOT REMEMBER WHAT HAPPENED ON 12/21/00, BECAUSE HE WAS IN TOXICATED, DURING THE INTERVIEW, HE REPORTEDLY STATED, HE DID NOT WANT TO GO TO SURVIVE, AT THE TIME OF THIS INTERVIEW HE DID NOT ADMIT TO THE INCIDENT ON 12/21/00, 19- ON 12/26/00, AT 9:45 HOURS, THE VICTIM PICKED THE PHOTOGRAPH OF THE SUSPECT OUT OF 6 TOTAL PHOTOS, THE VICTIM ALSO POSITIVELY IDENTIFIED THE SUSPECT'S CLOTHING, ON 12/26/00 AT 11:30 HOURS, W/3 BROCKWAY, COULD NOT POSITIVELY IDENTIFY THE SUSPECT'S FACE, BUT IDENTIFIED THE CLOTHING THE SUSPECT WAS WEARING, 21- CHECKED THE LIVING AREA FOR THE SUSPECT AND I FOUND A PAIR OF TOE NAIL CLIPPERS WITH A 2 INCH WHITE BLADE, THIS LENGTH IS CONSISTENT WITH THE SUSPECT'S WOUND TO THE VICTIM, 22- THE SUSPECT STATED HE LOST HIS I.D. ALONG WITH HIS BLACK UNIT HAT, THE SUSPECT WAS DESCRIBED WEARING A BLACK UNIT HAT BY THE VICTIM. DURING THE INTERVIEW THE SUSPECT CHANGED HIS NAME TO IVAN L. MENDOZA.

## INITIAL CRIME REPORT

(SINGLE PAGE NUMBER #6)

(OCCURRED: TUE. 12/21/2000, 18:25, TUE. 12/21/2000, 18:28), (M.O AND INCIDENT OVERVIEW: SUSPECT CAUSED SERIOUS PHYSICAL INJURY ~~TO~~ BY USING A WEAPON A FORCIBLY REMOVED USC FROM THE VICTIM), (REPORT DATE: 12/21/2000).

## VICTIM INFORMATION

(INJURIES: SEVERE LACERATION APPARENT MINOR INJURY), (DESCRIPTION OF INJURIES: 2 1/2 INCHES DEEP BY 2 INCHES WIDE LACERATION LOWER LEFT BACK KIDNEY, BRUISES AND MINOR LACERATIONS FACIAL AREA AND FRONT OF HANDS).

## SUSPECT/DEFENDANT INFORMATION

(SEX: MALE), (RACE: WHITE), (ETHNIC ORIGIN: NON-HISPANIC), (FACIAL HAIR: THICK MUSTACHE), (RESIDENT STATUS: UNKNOWN), (ARMED WITH: ILLICAL CUTTING INSTRUMENT), (HEIGHT: 5'08 TO 6'00).

## CRIMES AND ASSOCIATED INFORMATION

(CRIME DESCRIPTION: ROBBERY FIRST DEGREE), (PROPERTY CATEGORY: MOVED), (STOLEN VALUE: \$400), (PROPERTY CATEGORY: OTHER), (STOLEN VALUE: \$150.00), (THE WEAPON USED: POCKET KNIFE), (PROPERTY TAKEN: \$400 CASH), (PROPERTY TAKEN: UNITED STATES CURRENCY).

## SUPPLEMENTAL REPORT #1

(SINGLE PAGE #7)

(REPORT DATE: 12/27/2000), (OCCURRENCE, DATES AND TIMES: TUE. 12/21/2000, 18:25 TUE. 12/21/2000, 18:28), (A GENE: GEORGETOWN RD), (AREA: 146-104).

## ORIGINAL VICTIM INFORMATION

(VICTIM NUMBER: 001), (NAME: LATISHA M. REED).

## ORIGINAL SUSPECT/DEFENDANT INFORMATION

(SEX: MALE), (TYPE: UNKNOWN), (RACE: WHITE), (ETHNIC ORIGIN: NON-HISPANIC), (FACIAL HAIR: THICK MUSTACHE).

## MODIFIED SUSPECT/DEFENDANT INFORMATION

(TYPE: SUSPECT), (SEX: MALE), (RACE: WHITE), (ETHNIC ORIGIN: HISPANIC), (SKIN TONE: LIGHT), (BUILD: LARGE), (FACIAL HAIR: THICK MUSTACHE), (RESIDENT STATUS: NO RESIDENT), (HAIR LENGTH: COLLAR), (ARMED WITH: ILLICAL CUTTING INSTRUMENT), (HAIR COLOR: BLACK), (SUSPECT'S CLOTHING DESCRIPTION: BLUE JEANS, DARK BLUE SWEATSHIRT, HOODED SWEATSHIRT, BLACK MULTI STRIPED SHIRT, BLACK SNEAKERS).

## ORIGINAL CRIME AND ASSOCIATED INFORMATION

(CRIME DESCRIPTION: ROBBERY FIRST DEGREE), (STATUS: REMAINS ACTIVE), (WEAPON/FORCE USE: KNIFE / CUTTING INSTRUMENT).

## WITNESS INFORMATION

(TYPE WITNESS), (NAME: NAAR DANTO), (SEX: MALE), (RACE: WHITE), (SEQUENCE: 00).

## INVESTIGATIVE NARRATIVE

ON 12/25/00 AT 17:30 HOURS, I WAS CONTACTED BY PFC NAAR, IN REFERENCE TO THE SUSPECT IN CUSTODY FOR CHARGES HE HAD ON HIM. I WAS ADVISED THE SUSPECT MATCHED THE DESCRIPTION FROM THE INCIDENT THAT TOOK PLACE ON 12/21/00, THE SUSPECT GAVE PFC NAAR, THE NAME TONY RENE DIAZ, I RESPONDED TO THE GEORGETOWN TO INTERVIEW THE SUSPECT AT 18:26 HOURS.

## SUPPLEMENTAL REPORT #2

(SINGLE PAGE #8)

(REPORT DATE: 12/27/00), (ORIGINAL OCCURRENCE, DATES AND TIMES: TUE. 12/21/2000, 18:25, TUE. 12/21/2000, 18:28)

## ORIGINAL VICTIM INFORMATION

(VICTIM NUMBER: 001), (NAME: LATISHA M. REED)

## ORIGINAL SUSPECT/DEFENDANT INFORMATION

(TYPE: UNKNOWN), (SEX: MALE), (RACE: WHITE), (FACIAL HAIR: THICK MUSTACHE), (ETHNIC ORIGIN: NON-HISPANIC).

ORIGINAL SUSPECT/DEFENDANT INFORMATION

(TYPE: SUSPECT), (SEX: MALE), (RACE: WHITE), (HAIR LENGTH: COLLAR), (HAIR COLOR: BLACK), (ETHNIC ORIGIN: HISPANIC), (FACIAL HAIR: THICK MUSTACHE), (WEIGHT: 150), (SKIN TONE: LIGHT), (BUILD: LARGE), (SUSPECT'S CLOTHING DESCRIPTION: BLUE JEANS, DARK BLUE JACKET, GREEN HOODED SWEATSHIRT, BLACK MULTI-STRIPPED SHIRT, BLACK WEDGERS).

MODIFIED SUSPECT/DEFENDANT INFORMATION

(TYPE: DEFENDANT), (SEX: MALE), (RACE: WHITE), (HAIR LENGTH: COLLAR), (ETHNIC ORIGIN: HISPANIC), (HAIR COLOR: BLACK), (FACIAL HAIR: THICK MUSTACHE), (SKIN TONE: LIGHT), (RESIDENT STATUS: NON-RESIDENT), (BUILD: LARGE), (ARMED WITH: ILLEGAL CUTTING INSTRUMENT), (ARREST NUMBER: 51414), (ARREST TYPE: WARRANT).

ORIGINAL CRIME AND ASSOCIATED INFORMATION

(CRIME DESCRIPTION: ROBBERY FIRST DEGREE), (STATUS: PENDING ACTION), (WEAPON/FORCE USED: KNIFE/CUTTING INSTRUMENT).

MODIFIED CRIME AND ASSOCIATED INFORMATION

(VICTIM NUMBER: 001), (CRIME DESCRIPTION: ROBBERY FIRST DEGREE).

SUPPLEMENTAL REPORT #3

(SINGLE PAGE #9)

(REPORT DATE: 12/30/2000), (OCCURRENCE DATES AND TIMES: THU. 12/21/2000, 18:25; THU. 12/21/2000, 18:28).

ORIGINAL VICTIM INFORMATION

(VICTIM NUMBER: 001), (TYPE: INDIVIDUAL), (SEX: FEMALE), (RACE: WHITE), (ETHNIC ORIGIN: NON-HISPANIC).

ORIGINAL SUSPECT/DEFENDANT INFORMATION

(TYPE: UNKNOWN), (SEX: MALE), (RACE: WHITE), (ETHNIC ORIGIN: NON-HISPANIC), (FACIAL HAIR: THICK MUSTACHE).

ORIGINAL CRIME AND ASSOCIATED INFORMATION

(VICTIM NUMBER: 001), (CRIME DESCRIPTION: ROBBERY FIRST DEGREE), (WEAPON/FORCE USED: KNIFE/CUTTING INSTRUMENT).

INVESTIGATIVE NARRATIVE

I CONTACTED THE VICTIM ON THE SCENE WHILE SHE WAS LYING ON THE SIDEWALK OF THE EXHON ON THE SOUTHSIDE OF THE BUILDING. I ASKED THE VICTIM IF SHE HAD SEEN THE SUSPECT, AND SHE SAID SHE DID NOT GET A VERY GOOD LOOK AT HIM. THE VICTIM STATED THAT SHE DID KNOW THAT THE SUSPECT WAS A WHITE MALE, UP ON EXITING HER CAR THE VICTIM WAS MET BY THE SUSPECT WHO HAD STRUCK HER SEVERAL TIMES IN THE FACE AND LOWER BACK. THE VICTIM SAID SHE WAS CAUGHT BY SURPRISE AND COULD NOT FIGHT BACK BECAUSE IT ALL HAPPENED SO QUICKLY. THE VICTIM STATED THAT SHE TRIED TO WALK TOWARD THE ENTRANCE TO THE BUILDING BUT DID NOT MAKE IT THAT FAR BECAUSE SHE KNEW THAT SHE WAS HURT. THE VICTIM SAT DOWN ON THE CORNER OF THE BUILDING.

INITIAL CRIME REPORT

(SINGLE PAGE #10)

(REPORT DATE: 12/25/00), (OCCURRENCE DATE AND TIME: MON. 12/25/2000, 17:35), (MOD. AND INCIDENT OVERVIEW: DEFENDANT HAD A FALSE NAME DURING A CRIME AT EVENTION CHECK).

VICTIM INFORMATION

(VICTIM NUMBER: 001), (TYPE: SOCIETY/PUBLIC)

SUSPECT/DEFENDANT INFORMATION

(TYPE: DEFENDANT), (SEX: MALE), (RACE: WHITE), (ETHNIC ORIGIN: HISPANIC), (RESIDENT STATUS: NON-RESIDENT), (FACIAL HAIR: THICK MUSTACHE), (HAIR COLOR: BLACK), (HAIR LENGTH: EAR TOP), (VOICE SPEECH: ACCENT), (SKIN TONE: OLIVE), (BUILD: AVERAGE), (ARMED WITH: UNARMED), (ADDRESS: MATRANITO, MEXICO), (ARREST NUMBER: 51413), (ARREST TYPE: WARRANT), (SUSPECT'S CLOTHING DESCRIPTION: DARK BLUE JACKET AND BLUE JEANS).

CRIMES AND ASSOCIATED INFORMATION

(CRIME DESCRIPTION: CRIMINAL IMPERSONATION), (STATUS: ADULT ARREST: 12/25/2000)

VICTIM-SUSPECT/DEFENDANT RELATIONSHIPS

(VICTIM 001: SOCIETY/PUBLIC), (SUSPECT/DEFENDANT 001: MENDOZA LUNA LOPEZ), (VICTIM OFFENDER RELATIONSHIP: VICTIM LESS CRIME)

INVESTIGATIVE NARRATIVE

ON 12/25/00, AT 17:35 HOURS, ON U.S. 113 WY., I OBSERVED A PEDESTRIAN WALKING NORTH ON RT. 113. THE PEDESTRIAN WAS WEARING A DARK JACKET AND BLUE JEANS.



I HAD A DARK BUSY MUSTACHE WHICH FIT THE DESCRIPTION OF THE SUSPECT A ROBBERY (STABBING) OCCURRED ON 12/21/2000, DURING A CRIME INVESTIGATION (VICTIM) JESTRIAN IDENTIFIED HIMSELF AS TONY ARNE DIAZ, DIAZ, WAS A STRONG FAVOR OF AN ALCOHOLIC BEVERAGES COMING FROM HIS PERSON, WHEN ASKED IF HE HAD BEEN DRIVING HE RESPONDED YES, DIAZ, WAS TRANSPORTED TO GEORGETOWN P.D., DIAZ, WAS QUESTIONED BY DET. GAOSE, DURING THE QUESTIONING DIAZ, ADMITTED TO HAVE AN ALSE NAME, HE THEN IDENTIFIED HIMSELF AS IVAN H. MENDEZ.

REPORT DATE: 12/21/2000, (COMPLAINT: 8100084435), (AGENCY: GEORGETOWN P.D.)

(SINGLE PAGE # 11)

### STATEMENT OF VICTIM 001- LATISHA M. REED- CONTINUED

TAKEN TO OBTAIN MORE INFORMATION FROM THE VICTIM AT THE NANTROQUE HOSPITAL, BUT DUE TO HER INJURIES SHE WAS MEDICATED, THE VICTIM WAS FIRST QUESTIONED BY P. SUCCI, ON THE SCENE.

### STATEMENT OF WITNESS 001- ZAWN S. RODENBROUW.

ZAWN RODENBROUW, ADVISED HE SAW THE VICTIM PULL INTO THE EXXON PARKING LOT AT 18:30, HE COULD NOT OFFER ANY OTHER OPINION ABOUT THIS COMPLAINT.

### STATEMENT OF WITNESS 002- PAT BROCKWAY.

MR. BROCKWAY, ADVISED THE VICTIM PULLED INTO THE SPOT ON THE WEST SIDE OF THE VEHICLE HE WAS IN, MR. BROCKWAY OBSERVED A WHITE MALE, WALK OUT FROM THE REAR CORNER OF THE EXXON, AND APPROACH THE VICTIM, THE VICTIM AND THE SUSPECT STARTED TALKING, MR. BROCKWAY ADVISED HE DID NOT SEE THE SUSPECT ASSAULT OR ROBE THE VICTIM, MR. BROCKWAY, DESCRIBED THE SUSPECT AS A WHITE MALE, APPROXIMATELY 5'08, THIN, BLUE JEANS AND BLACK T-SHIRT, HE DID NOT RECALL SEEING A HAT ON THE SUSPECT OR A MUSTACHE.

### STATEMENT OF WITNESS 003- EDWARD P. WILSON.

EDWARD WILSON, OBSERVED THE VICTIM WHITE CAR PULL INTO THE SOUTH PARKING LOT OF EXXON, HE DID NOT OBSERVE AN ASSAULT OR ROBBERY OF THE VICTIM.

### STATEMENT OF WITNESS 004- LONNIE PEASLER

DET. PEASLER PROCESSED THE VICTIM'S CAR.

### STATEMENT OF WITNESS 005- MICHAEL BARLOW

Sgt. BARLOW WAS THE SUPERVISOR ON THE SCENE.

### STATEMENT OF WITNESS 006- ZEPHERY BUCCI.

PTM, BUCCI, INTERVIEWED THE VICTIM ON THE CRIME SCENE.

### INVESTIGATIVE NARRATIVE- CONTINUED (SINGLE PAGE # 12)

THE FOLLOWING IS A CONDENSED VERSION OF THE INTERVIEW, THE SUSPECT WAS ASKED TO IDENTIFY HIMSELF, HE SAID HE THE NAME IVAN H. MENDEZ, HE ADVISED THE SON OF AN ARMY FROM WILMINGTON BROUGHT HIM TO GEORGETOWN, HE STATED HE HAD NOT WORKED IN OVER A MONTH, I DETECTED A SMELL OF ALCOHOLIC BEVERAGES EMANATING FROM HIS PERSON AND QUESTIONED HIM ABOUT HOW HE COULD BE DRUNK IF HE HAD NOT MONEY, HE STATED HE HAD FRIENDS THAT WOULD HELP HIM OUT, HE WAS QUESTIONED ABOUT THE DATE OF THE INCIDENT ON 12/21/2000, HE STATED "I DON'T REMEMBER I WAS DRUNK" HE ADVISED HIM A YOUNG FEMALE HAD BEEN INJURED, HE STATED HE WAS DRUNK AND DOESN'T REMEMBER BEING THERE DURING THE INTERVIEW THE SUSPECT STATED "I DO WHAT I HAVE TO DO TO SURVIVE" THE SUSPECT WAS WEARING BLUE JEANS A DARK BLUE T-SHIRT, A GREEN HOODED SWEATSHIRT AND A BLACK MULTI STRIPED SHIRT, THE SUSPECT HAD A THICK BUSY MUSTACHE, AND BUSY NOSE, THIS DESCRIPTION MATCHES THE ONE GIVEN BY THE VICTIM AND ALSO W/1 PAT BROCKWAY, THE SUSPECT WAS ARRESTED BY PFC NAAR, FOR TRAFFIC VIOLATIONS (ROBBERY), AND (HUMAN IMPROPER CONDUCT).

### STATEMENT OF SUSPECT 002- IVAN LOPEZ MENDEZ

THE SUSPECT WAS INTERVIEWED IN REFERENCE TO THE INCIDENT ON 12/21/00 AND WAS READ HIS MIRANDA WARNING AT 18:26 HOURS.

### STATEMENT OF WITNESS 007- DANIS- NAAR.

PFC NAAR, STATED THE SUSPECT DUE TO HIS MATCHING DESCRIPTION FROM THE ORIGINAL INCIDENT ON 12/21/00, THE SUSPECT ADVISED HE LOST HIS L.O. WHEN HE LOST HIS HAT. PFC NAAR, ASKED HIM WHAT TYPE OF HAT, AND THE SUSPECT STATED A BLACK UNIT HAT, THIS TYPE OF HAT WAS ALSO DESCRIBED BY THE VICTIM.

### CRIMES AND ASSOCIATED INFORMATION

(SINGLE PAGE # 13)

(REPORT DATE: 12/21/2000), (AGENCY: GEORGETOWN P.D.), (CRIMINAL ACTIVITY: USING CONSUMING), (WEAPON/FORCE USED: KNIFE STABBING INSTRUMENT).

### VICTIM SUSPECT/DEFENDANT INFORMATION

(VICTIM 001: REED LATISHA M.), (SUSPECT/DEFENDANT 001: UNKNOWN), (VICTIM OFFENSE RELATIONSHIP: STRANGER), (VICTIM 002: SOCIETY/PUBLIC), (SUSPECT DEFENDANT 001: UNKNOWN), (VICTIM OFFENSE RELATIONSHIP: VICTIMLESS CRIME).

### WITNESS INFORMATION

(SEQUENCE: 001), (TYPE: WITNESS), (NAME: RODENBROUW, ZAWN S.), (SEQUENCE: 002), (TYPE: WITNESS), (NAME: BROCKWAY PAT), (SEQUENCE: 003), (TYPE: PERSON CONTACTED), (NAME: WILSON, EDWARD P.), (SEQUENCE: 004), (TYPE: WITNESS), (NAME: PEASLER LONNIE), (SEQUENCE: 005), (TYPE: WITNESS), (NAME: BARLOW MICHAEL), (SEQUENCE: 006), (TYPE: WITNESS), (NAME: BUCCI ZEPHERY).

### INVESTIGATIVE NARRATIVE

UPON MY ARRIVAL I LEARNED THE VICTIM HAD BEEN STABBED IN THE LOWER LEFT SIDE OF HER BACK, THE VICTIM WAS BEING QUESTIONED BY PTM, BUCCI, UPON MY ARRIVAL WAS ADVISED THE ONLY DESCRIPTION OF THE SUSPECT WAS A WHITE MALE WITH A BLACK HAT.



CRANBERRIES  
(PAGE NUMBER THREE OF FOUR PAGES)

12/28/2000

## INVESTIGATIVE NARRATIVE - CONTINUED

stood on the sidewalk the victim had walked down to get help, I responded to the Natick Hospital and met with the victim and obtained a statement (the victim statement), due to the victim being under pain medication for her injury I will follow up with her on a later date to confirm the facts of the statement, the laceration was approximately 2 1/2 inches deep, 8 1/2 inches wide, the laceration did not hit any vital organs.

## STATEMENT OF VICTIM 001 - LASHA M. REED

the victim stated, that the suspect approached from the rear of the store and advised her to give me all you money, the suspect then hit her in the lower back and punched in the face, the victim stated I guess when he hit me in the back he was trying to stab me I didn't even know at first I have in stabbed, the victim describe the suspect as a white male approximately 6 feet tall, with a thick nose or black mustache, the only clothing description the victim could offer was a black unit on his head, the suspect fled in a westerly direction.

REPORT DATE: 12/27/2000, (STATUS: ARREST 12/26/00), (WEAPON/FORCE USED: KNIFE/CUTTING INSTRUMENT),

(SINGLE PAGE # 14)

CRIME DESCRIPTION: POSSESSION OF A DEADLY WEAPON, (CRIMINAL ACTIVITY: USING CONSUMING), (WEAPON/FORCE USED: KNIFE/CUTTING INSTRUMENT)

## MODIFIED CRIME AND ASSOCIATED INFORMATION

CRIME DESCRIPTION: POSSESSION OF A DEADLY WEAPON, (STATUS: ARREST 12/26/2000), (WEAPON/FORCE USED: KNIFE/CUTTING INSTRUMENT)

## INVESTIGATIVE NARRATIVE

ON 12/26/2000, THE VICTIM LOOKED AT THE LINE UP AND POINTED TO THE SUSPECT AND STATED THAT SHE, I THEN SHOWED HER A FULL LENGTH PHOTOGRAPH OF THE SUSPECT AND SHE STATED THE ONLY THING MISSING IS THE BLACK UNIT HAT. I ASKED THE VICTIM IF SHE WAS SURE THIS WAS THE SUSPECT THAT HAD TAKEN HER MONEY AND SHE STATED I AM - - - POSITIVE, W/ BROTHER, STATED HE DID NOT RECOGNIZE ANY OF THE FACES, I THEN HELD UP THE FULL LENGTH PHOTOGRAPH UP WITH MY THUMB OVER THE SUSPECT'S FACE AND W/ BROTHER, STATED THAT THE CLOTHING THE SUSPECT WAS WEARING WAS THE EXACT SAME CLOTHES HE HAD ON 12/21/2000, PFC. CONSUMERS, AND MYSELF, LOCATED THE SUSPECT'S LIVING AREA AND WE LOCATED (1) PAIR OF CLOTHES WITH A 2 INCHES BLADE KNIFE, WITH THE POSITIVE IDENTIFICATION OF THE SUSPECT FROM THE VICTIM AND THE POSITIVE IDENTIFICATION OF THE SUSPECT'S CLOTHING I PREPARED AND SIGNED A WARRANT FOR THE CHARGES CONTAINED IN THIS REPORT, I SERVED THE WARRANT ON THE DEFENDANT AND READ THE DEFENDANT HIS MARRA RIGHTS.

## MEDICAL REPORTS

## PROGRESS NOTES

(SINGLE PAGE # 15)

(DATE: 12/22/2000), SIGN EACH ENTRY: NEW PLS OPEN EDITOR 4/5 11/7/00 S XII SURG AND EAT INTACT W/ PAIN @ PE OF PSEUDOTUMOR IN THE PAST, DURING A/M IN OCT. AND HAD PROBLEMS WITH MOTHER'S BOYFRIEND

## HISTORY AND PHYSICAL ORIGINAL

(SINGLE PAGE # 16)

DATE OF ADMISSION: 12/21/2000, CHIEF COMPLAINT: EIGHTEEN YEAR OLD FEMALE WHO IS ADMITTED NOW FOR OBSERVATION FOLLOWING AN ASSAULT BY STABBING, SHE WAS ON HER USUAL STATE OF HEALTH UNTIL THIS EVENING WHEN WHILE GETTING HER OUT OF HER CAR SHE WAS ASSAULTED, THE PATIENT WAS REPORTEDLY BORN ABOUT THE NECK AND NECK, AND RING THE EVALUATION ON THE FIELD SHE WAS NOTED TO HAVE A STABWOUND OVER THE LEFT BACK, A CT SCAN OF THE HEAD DEMONSTRATES CHRONIC LESION IN THE LEFT PARIETAL REGION, HEENT: WITH NO EVIDENCE OF SCALP LACERATION, EXAMINATION OF FACE DEMONSTRATES NO EVIDENCE OF FRACTURE.

## CONSULTATION

(SINGLE PAGE # 17)

CONSULTATION WITH FOLLOW UP REQUESTED FOR DR. ASHMAN (REQUESTED BY DR. DOPLER), (REASON: VICTIM STATES PHYSICAL ABUSE BY MOTHER'S BOYFRIEND), (NEW PLS DATE AND TIME: 12/22/2000, 0900), (DATE OF CONSULTATION: 12/22/2000), (PT. ASSESSMENT: PAIN 5/10, DR. INSULT, DOES NOT HAVE PROBLEMS AND DOES NOT REALLY WANT TO TALK TO ME, PATIENT SAYS PHYSICAL ABUSE MOTHER, RESPECTIVE AND ALSO

## HISTORY AND PHYSICAL ORIGINAL

(SINGLE PAGE # 18)

(BACK DEMONSTRATES 2 CMS. STABWOUND OVER THE POSTERIOR BACK), (IMPRESSION: 1 STABWOUND TO BACK, 2 PSEUDOTUMORS)

## NURSING ADMISSION DATA BASE

(SINGLE PAGE # 19)

(ASSESSMENT OF CHIEF COMPLAINT: STABWOUND L.P.L. CHEST), (HMO: 12/19/2000)

## SKIN RISK ASSESSMENT

(SINGLE PAGE # 20)

(SIZE), (COLOR), (EXUDATE), (SCAB), (LOCATION), (TREATMENT): 2 - 2 1/2 CMS. STABWOUND TO L.H. CHEST, L. UPPER ARM (ON STITCHWOUND) (SCABBED), RIG WRIST SCRATCH, RIGHT UPPER ARM SCRATCH LATERAL.

## DISCHARGE PLANNING REFERRAL CRITERIA

(SINGLE PAGE # 21)

7. - WAS PATIENT BEEN SEEN IN THE EMERGENCY DEPARTMENT WITHIN THE LAST 15 DAYS: YES TEN DAYS AGO FOR STITCHES.

## PRIMARY AND SECONDARY SURVEY

(SINGLE PAGE # 22)

ABDOMEN / PLANKS: LACERATION B PLANK 2 CMS. LONG, 2 1/2 CMS. DEEP.

## EMERGENCY ROOM SUMMARY ORIGINAL

(SINGLE PAGE # 23)

(DATE OF ADMISSION: 12/21/2000) (CHIEF COMPLAINT: THE PATIENT IS AN 18 YEAR OLD WHITE FEMALE WITH A HISTORY OF ASTHMA), (HISTORY OF PRESENT ILLNESS: THE PATIENT REPORTEDLY WAS AT A STORE AND SOME PEOPLE ASSAULTED HER FOR NO APPARENT REASON, SHE SAID SHE WAS HIT ABOUT THE HEAD AND NECK WITH SOME OBJECTS SHE IS NOT SURE WHICH OR NO GROSS SIGN OF HEAD OR FACE TRAUMA, HEENT: NO APPARENT GROSS WOUND OR FACE TRAUMA.



## PATIENT CARE REPORT - PRIORITY 2 - ALS - TRANSPORT

(SINGLE PAGE #24)

VI

CHIEF COMPLAINT: MY BACK AND FACE HURT. (HISTORY OF CONDITION: THE PATIENT IS AN 18 YEAR (S) OLD FEMALE, PATIENT WAS ASSAULTED IN PARKING LOT MAINWAY ASSAULT AND STRUCK IN FACE SEVERAL TIMES WALKED INTO STORE AND FOUND SHE HAD BEEN STABBED IN THE BACK. (GENERAL IMPRESSION: 18 Y/O FEMALE AGAINST OUTSIDE WALL AT STORE WITH POLICE IN ATTENDANCE). (POSTERIOR THORAX: 2-3 CMS. LACERATION TO LOWER LEFT FLANK WITH NO VISIBLE PAINS AND SCRATCHES). (EXTREMITIES: LEFT ARM UNREMARKABLE WITH BRUISING TO A/C AREA). (DIFFERENTIAL DIAGNOSIS: R/O CLOSED HEAD INJURY).

## TRAUMA RECORD

(SINGLE PAGE #25)

ASSAULT: YES, (STAB WOUND: YES), (OTHER: THEY BEAT ME UP)

## NURSING ADMISSION DATA BASE

(SINGLE PAGE #26)

(IMP 12/15/00), (CHIEF COMPLAINT: PATIENT'S STATEMENT: SEIZURE, STAB WOUND (L)), (ASSESSMENT OF CHIEF COMPLAINT: VERBAL), I STOP I GOT OUT MY CAR AND THEY BEAT ME UP, (2-2 1/2 CMS. LAC. (X2 CMS.) NO ACTIVE BLEED PROBES BY DR. CAREY)

## PATIENT CARE REPORT - PRIORITY 2 - ALS - TRANSPORT

(SINGLE PAGE #27)

(NARRATIVE: ARRIVED TO FIND PATIENT IN CARE OF GEORGETOWN POLICE DEPARTMENT WHO REIMTER CIRCUMSTANCES)

## TRANSCRIPTS OF PROCEEDINGS

## TRANSCRIPTS OF PROCEEDINGS FOR GUILTY PLEA

(SINGLE BOOKLET #28)

(PAGE 2, LINE #15, 18), (WITNESSES, I SHOULD SAY MY VICTIM WAS SEATED IN THE COURTROOM), (AT SOME POINT THE CORRECTIONS OFFICERS BROUGHT UP IVAN MEN WHEN HE WALK INTO THE COURTROOM MY WITNESS IMMEDIATELY HAD A REACTION AND INDICATED THAT SHE RECOGNIZED THE PERSON IN THE COURTROOM), (PAGE 14, LINE #1 ON 12/21/00, THE VICTIM WAS GETTING OUT OF HER CAR AND AS SHE WAS ABOUT TO PROCEED TO WALK AROUND IN THE FRONT OF THE STORE, SOMEBODY APPROACHED HER FROM BEHIND SHE FELT WHAT SHE THOUGHT WAS A HARD PUNCH IN THE BACK THE PERSON THEN CAME AROUND TO HER FRONT AND WAS BRANDISHING A KNIFE WITH BLOOD AND DEMANDED THAT SHE GIVE ALL OF HER MONEY TO HIM AND GAVE HER A HARD TIME THE SUBJECT PROCEEDED TO PUNCH HER IN THE FACE REMOVING HER GLASSES AND TOOK THE \$4.00 THAT SHE HAD AND RAN BEHIND THE EXHIBIT SHE DESCRIBED THAT THE SUBJECT WAS WEARING A BLACK HAT CAP HAD CURLY HAIR STICKING OUT FROM UNDERNEATH WAS UNKempt WAS SMELLY HAD FACIAL HAIR AND DESCRIBED HIM AS A WHITE MALE, WEARING DARK CLOTHES THE DARKER DARK COLORED SWEAT, THERE WAS ANOTHER CIVILIAN WITNESS THAT WOULD TESTIFY FOR BROCKWAY, THAT HE WITNESSED THE ATTACK ON LATISHA REED, HE WAS IDENTIFIED THE CLOTHING THAT WAS WORN BY THE SUBJECT AND GAVE A VERY SIMILAR DESCRIPTION OF HIS PHYSICAL APPEARANCE AS LATISHA REED WAS IDENTIFIED IN THE RECORD, ON 12/19/00, DELAWARE TROOPER MARTINEZ, CAME IN CONTACT WITH A SUBJECT IN GEORGETOWN AREA, WEARING DARK HAT DARK PANTS, AND SWEAT AND FACIAL HAIR, THAT WAS APPROXIMATELY TWO DAYS BEFORE THIS INCIDENT HAPPENED, (PAGE #13, LINE #7), ON 12/25/00, OFFICER NAAR, WAS FAMILIAR WITH THE PHYSICAL DESCRIPTION THAT WAS GIVEN BY LATISHA REED OF THE PERPETRATOR, A MAN WEARING DARK CLOTHING, WITH THE SAME TYPE OF HAIR, THE SAME PHYSICAL DESCRIPTION AS THE DEFENDANT, WAS SEEN WALKING ON US. 113, HE MADE CONTACT WITH THE SUBJECT DURING THAT ENCOUNTER HER 20 MR. MENDEZ WAS INTOXICATED, MR. MENDEZ GAVE A FALSE NAME OF TONY REED DIAZ, THE CLOTHING WEARING AT THE TIME WAS VERY SIMILAR TO THE CLOTHING WORN AT THE TIME OF THE ATTACK, THE POLICE PERFORMED A PHOTO LINEUP AND PRESENTED IT TO LATISHA REED, SHE PICKED OUT THE DEFENDANT AS THE PERSON STABBED AND ROBBED HER, MR. BROCKWAY, WAS UNABLE TO PICK MR. MENDEZ, OUT OF THE LINEUP BUT HE WAS SHOWN A PHOTOGRAPH OF A PERSON WEARING CLOTHES THAT MR. MENDEZ WAS TAKEN INTO CUSTODY, IN WITH THE FACE COVERED UP, AND POSSIBLY IDENTIFIED THOSE CLOTHES, THE STATE BELIEVES IN THAT THAT MR. BROCKWAY MAY HAVE ALSO BEEN ABLE TO PICK HIM OUT AS THE PERSON THAT DID THAT, THE OTHER THING IS THAT ON 12/19/00, MR. MENDEZ, GAVE ALSO A FALSE NAME TO TROOPER MARTINEZ, (PAGE #15, LINE #8), AMONG THE ITEMS HE HAD WAS A KNIFE THE STATE WOULD HAVE PRESENTED IT IN EVIDENCE AND IT IS ATTACHED TO THE A NAIL CLIPPER, TO WAS THE KNIFE THAT MS. LATISHA REED, WOULD HAVE IDENTIFIED AS BEING THE KNIFE THAT STABBED HER, THAT DAY.

## TRANSCRIPTS OF PROCEEDINGS FOR NATURE OF DEFENSE AT TRIAL (SINGLE BOOKLET #29)

(PAGE #4, LINE #2), WHEN THE CORRECTION OFFICERS HAD BROUGHT MENDEZ INTO THE COURTROOM THE WITNESS IMMEDIATELY HAD A REACTION AND INDICATED SHE RECOGNIZED THE PERSON IN THE COURTROOM, (PAGE #7, LINE #15) ON 12/21/00, AT 6:25 P.M., LATISHA REED, EXITED HER CAR AND AS SHE PROCEEDED TO WALK AROUND TO THE FRONT OF THE STORE, SOMEBODY APPROACHED HER FROM BEHIND SHE FELT WHAT SHE THOUGHT WAS A HARD PUNCH IN THE BACK, THE PERSON CAME AROUND TO HER FRONT AND WAS BRANDISHING A KNIFE COVERED WITH BLOOD, AND DEMANDED THAT SHE GIVE ALL OF HER MONEY TO HIM AND GAVE HER A HARD TIME THE SUBJECT PROCEEDED TO PUNCH HER IN THE FACE, REMOVING HER GLASSES, AND RAN BEHIND THE EXHIBIT SHE DESCRIBED THE SUBJECT AS WEARING A BLACK HAT CAP, WITH BUSHY CURLY HAIR STICKING OUT FROM UNDERNEATH, AND WAS UNKempt, SMELLY WITH FACIAL HAIR SHE FURTHER DESCRIBED HIM AS A WHITE MALE, WEARING DARK CLOTHES PANTS AND DARK COLORED SWEAT THERE WAS ANOTHER CIVILIAN WITNESS THAT WOULD TESTIFY HE WITNESSED THE ATTACK ON MISS REED, HE IDENTIFIED THE CLOTHING WORN BY THE SUBJECT AND GAVE A VERY SIMILAR DESCRIPTION OF HIS PHYSICAL APPEARANCE AS MISS REED WOULD ARTICULATE THAT OCCURRED ON 12/21/00, ON 12/19/00, A DELAWARE TROOPER CAME IN CONTACT WITH A SUBJECT IN THE GEORGETOWN AREA WEARING A DARK HAT CAP DARK SWEAT AND SWEAT WITH FACIAL HAIR, THAT WAS TWO DAYS BEFORE THE INCIDENT WITH MISS REED, ON 12/25/00, A POLICE OFFICER WHO WAS FAMILIAR WITH THE PHYSICAL DESCRIPTION GIVEN BY MISS REED, SAW AN INDIVIDUAL WALKING THE WRONG WAY AT NIGHT ON US. 113, CONTACT WAS MADE WITH THE SUBJECT WHEN THE OFFICER REALIZED SUBJECT WAS INTOXICATED, HIS CLOTHING WAS SIMILAR TO THE CLOTHING WORN AT THE TIME OF MISS REED ATTACK, THE POLICE PERFORMED A PHOTO LINEUP AND PRESENTED IT TO MISS REED, WITHIN A MINUTE SHE PICKED OUT MENDEZ, AS THE PERSON WHO STABBED AND ROBBED HER, MR. BROCKWAY, WAS UNABLE TO PICK OUT THE DEFENDANT, HOWEVER HE WAS SHOWN A PHOTOGRAPH OF A PERSON WEARING CLOTHES THAT MR. MENDEZ WAS TAKEN INTO CUSTODY, WITH HIS FACE COVERED UP AND THIS WITNESS POSSIBLY IDENTIFIED THE CLOTHING AS THE CLOTHING WORN BY THE ASSAILANT, DURING THE SEARCH OF MENDEZ, AMONG HIS POSSESSIONS WAS FOUND A KNIFE WHICH MISS REED WOULD HAVE IDENTIFIED AS EITHER BEING THE KNIFE THAT STABBED HER OR SIMILAR TO THE KNIFE TO STABBED HER.

## TRANSCRIPTS OF PROCEEDINGS FOR SENTENCING.

(SINGLE BOOKLET #30)

(PAGE #2, LINE #21) MR. MENDEZ, IS INITIALLY FROM MEXICO, IF HE CAN CONCLUDE ALL OF HIS BUSINESS WITH THIS COURT HE WILL BE DEPORTED, (PAGE #4, LINE #8), VICTIM LATISHA REED, IS NOT HERE SHE TRAVEL WOULD HAVE HAD TO HAVE BEEN BUT WAS TO WORK TODAY, SHE WAS HERE WHEN THE PLEA WAS TAKEN, ON 12/21/00, SHE WAS GETTING OUT OF HER CAR AND SHE FELT WHAT FELT TO HER AS A PUNCH IN THE BACK, THE NEXT THING SHE KNOWS THE DEFENDANT WEARING A BLACK CAP THAT DESCRIBES AS A WHITE MALE AND SHE DESCRIBES HIS CLOTHING AND HER DEMANDING MONEY FROM HER, HE TAKES HER LITTLE POCKET CHANGE AND HER DAUGHTER,

WAS SOME PASSERS WHO SAW THE DEFENDANT FLEE BEHIND THE EXHIBIT, ON 12/25/00, THE POLICE PICKED UP THE DEFENDANT WHO IS WALKING ALONG THE HIGHWAY, THE PHYSICAL DESCRIPTION THAT WAS GIVEN THAT DAY, AND THE POLICE TAKE HIM INTO CUSTODY UNDER THE SUSPICION OF WALKING UNDER THE INFLUENCE



HE POLICE DO A QUOTE LINE UP, WITH LATISHA REED, THAT IDENTIFIES HIM AS THE PERPETRATOR, WHEN MR. MENDOZ, APPEARED TO PUNCH LATISHA REED IN THE BACK WHAT REED SAID WAS SCAB HER IN THE BACK PRIOR TO HIM EVEN CONFRONTING HER AND ASKING FOR MONEY, (PAGE #7, LINE #5), WHILE THIS RECONSTRUCTION DOESN'T THE DEFINITION, THE VULNERABILITY OF THE VICTIM WHO SIMPLY IS GETTING OUT OF HER CAR AND NOT EVEN GIVEN A CHANCE TO DEFEND HERSELF IN THE STABBING WHEN HE APPROACHES HER FROM THE BACK, BY THE TIME HE FINISHES THE LEVEL 5 TIME, TO INS, HAS A DRAINER OUT TWO ALLEGING SOMEONE NEARBY HIM, (PAGE #8, LINE #3), IT APPROX MR. MENDOZ, WAS COME AND GONE REALLY QUICKLY BETWEEN MEXICO, AND UNITED STATES AT LEAST MORE THAN ONE OCCASION, THIS WAS A BRUTAL ATTACK, ALL HE NEEDS TO DO IF HE REALLY NEEDED MONEY WAS APPROACH THAT WOMAN AND ASK FOR SOME WITHOUT THE USE OF A KNIFE, SHE WAS TODAY WITH A SCAR ON HER BACK AS A CONSTANT REMINDER OF WHAT THIS MAN DID TO HER AND WITH THE CONSTANT REMINDER, (PAGE #10, LINE #41), BUT THE DESCRIPTION OF THE OBJECT USED TO STAB HER WHILE IT IS INDICATED AS A CRACKER NAIL NAILS IT WAS A TWO AND A HALF INCH BLADE THAT COMES OUT AND THAT IS THE OBJECT THE STATE BELIEVES THAT WAS USED TO STAB MISS LATISHA REED, THE LIM BELIEVES THAT'S THE WEAPON THAT WAS USED AGAINST HER, (PAGE #12, LINE #4), AND THE TIME THAT MR. MENDOZ MAY BE DEPORTED TO MEXICO.

US DISTRICT COURT, FOR THE DISTRICT OF DELAWARE (ANSWER) (SINGLE PAGE #31)

6:25 P.M. ON 12/21/00, LATISHA M. REED, WAS GETTING OUT OF HER CAR IN ANTICIPATION OF ENTERING THE STORE AT AN EXLON STATION IN GEORGETOWN, WHEN SOMEONE APPROACHING HER FROM BEHIND, SHE FELT WHAT SHE BELIEVED TO BE A HARD PUNCH IN THE BACK, LATER SHE DISCOVERED THAT SHE HAD BEEN STABBED, THE PERSON THEN CAME AROUND TO THE FRONT OF HER CAR BRANISHING A BLOOD COVERED KNIFE AND DEMANDING ALL OF REED'S MONEY, THE ASSAULT PUNCHED REED IN THE FACE, REED, DESCRIBED THE ROBBER AS A WHITE MALE WITH BUSY CURLY HAIR STICKING OUT FROM UNDER A BLACK HAT CAP, SHE TOLD POLICE THAT SHE HAD FACIAL HAIR WAS ON HER SMILEY AND WEARING DARK PANTS AND SHOES, MR. BROCKWAY, WHO WITNESSED THE ATTACK GAVE A SIMILAR DESCRIPTION OF THE ASSAILANT, POLICE ENCOUNTED SOMEONE FITTING THE DESCRIPTION ON 12/25/00, WHO WAS INTOXICATED AND WALKING THE WRONG WAY AT NIGHT ALONG US 113, MENDOZ, WAS HOMELESS LIVING IN THE WOODS BEHIND WALMART AMONG THE TREES HE HAD A KNIFE, REED, VIEWED MENDOZ PICTURE FROM A PHOTO LINEUP, MR. BROCKWAY WAS UNABLE TO PICK MENDOZ OUT OF THE LINE UP, BUT IDENTIFIED THE CLOTHING HE WAS WEARING.

DISCUSSION:

1. HE ENTERED THE ROBINSON PLEA, ONLY BECAUSE HE WAS SCARED WHEN THE PROSECUTOR SAID THAT THE VICTIM IDENTIFIED HIM AS HER ASSAILANT, (2) THE STATE TOLD HIM HE WAS NOT THE PERSON RESPONSIBLE FOR THE CRIMES, (3) THE VICTIM WAS NOT PRESENT AT THE TIME OF THE PLEA TO IDENTIFY HIM, (4) A MAJOR INNOCENCE BASED ON WITNESS WHO TOLD HE WAS NOT THE PERSON RESPONSIBLE FOR THE CRIMES, (5) INEFFECTIVE ASSISTANCE OF COUNSEL, MS. BARBARA, TOLD HIM THAT SOME WORKERS AT THE STORE THOUGHT THAT HE WAS NOT THE PERSON RESPONSIBLE.

SUPREME COURT OF THE STATE OF DELAWARE ORDER

(SINGLE PAGE #32)

ON APRIL 9, OF 2001, IVAN H. MENDOZ, ENTERED A ROBINSON PLEA, IN THIS APPEAL MENDOZ, COUNSEL HAS FILED A MOTION TO WITHDRAW, MENDOZ'S COUNSEL ASSERTS THAT BASED UPON A COMPLETE AND CAREFUL EXAMINATION OF THE RECORD THERE ARE NO ARGUABLE ADVERSABLE ISSUES, MENDOZ DID NOT SUBMIT ANY ISSUES TO HIS COUNSEL, THIS COURT'S CONSIDERATIONS, (A) THE COURT MUST BE SATISFIED THAT DEFENSE COUNSEL HAS MADE A CONSCIENTIOUS EXAMINATION OF THE RECORD AND THE LAW OF CLAIMS, (B) THE COURT MUST CONDUCT ITS OWN REVIEW OF THE RECORD AND DETERMINE WHETHER THE APPEAL IS SO TOTALLY DEVOID OF AT LEAST ARGUABLE ISSUES THAT IT CAN BE DECIDED WITHOUT AN ADVERSARY PRESENTATION, (C) THE COURT HAS REVIEWED THE RECORD ENVELOPING AND HAS CONCLUDED THAT MENDOZ APPEALS WHOLLY AND WITHOUT MERIT AND DIVORCE OF ANY ARGUABLE ADVERSABLE ISSUE, WE ARE SATISFIED THAT MENDOZ COUNSEL HAS MADE CONSCIENTIOUS EFFORT TO EXAMINE THE RECORD AND WAS PROPERLY DETERMINED THAT MENDOZ COULD NOT RAISE A MERITORIOUS CLAIM ON THIS APPEAL.

STATES RESPONSE TO RULE 21 (C) BRIEF

(SINGLE PAGE #33)

ON APRIL 9, 2001, MENDOZ, WITH ASSISTANCE OF COUNSEL ENTERED A ROBINSON PLEA, 2. ON APPEAL DEFENSE COUNSEL WAS MOVED TO WITHDRAW, (A) THIS COURT MUST BE SATISFIED THAT DEFENSE COUNSEL HAS MADE A CONSCIENTIOUS EXAMINATION OF THE RECORD AND LAW FOR ARGUABLE CLAIMS, (B) THIS COURT MUST CONDUCT ITS OWN REVIEW OF THE RECORD AND DETERMINE THAT THE APPEAL IS SO TOTALLY DEVOID OF AT LEAST ARGUABLE ADVERSABLE ISSUES THAT IT CAN BE DECIDED WITHOUT AN ADVERSARY PRESENTATION, 3. DEFENSE COUNSEL STATES THAT "I HAVE DILIGENTLY SEARCHED THE RECORD INCLUDING THE COMPLETE TRANSCRIPT AND HAVE BEEN UNABLE TO FIND ANY MERITORIOUS ISSUES TO BE RAISED ON APPEAL," 4. ALTHOUGH IN FORM THAT HE COULD RESPOND WITH POINTS FOR THIS COURT TO CONSIDER, MENDOZ, HAS NOT TENDERED ANY ISSUES FOR REVIEW.

STATE BRIEFLY WHAT YOU WANT THE COURT DO FOR YOU, (ATTACH EXTRA SHEETS IF NECESSARY):

YOU KNOW IT TOO, THAT INFORMATION, SAME AS YOU KNOW IT TOO, THAT TODAY'S DATE IS ANOTHER YEAR EXACTLY BEHIND BARR, IS ANOTHER ANY REASON OF THIS NASTY SET UP CONSPIRACY AND YOU HAVE NOT AN IDEA OF HOW MUCH SUFFERINGS AND SORROWS, MYSELF, MY FAMILY, MY RELATIVES, MY LOVED ONES AND MY PEOPLE HAVE BEEN AND ARE GOING THROUGH, BECAUSE OF ALL OF YOU AND THIS CRIMINAL ORGANISATION NASTY SET UP CONSPIRACY, AND AS YOU KNOW IT TOO, THAT I ATTEMPTED TO COMMIT SUICIDE TWO TIMES, BECAUSE OF ALL OF YOU AND THIS CRIMINAL ORGANISATION CONSPIRACY AND SET UP, AS YOU KNOW IT TOO, THAT ON THE FIRST TIME I CUT MY WRISTS AND ON THE SECOND MS. BARBARA SAVED MY LIFE BY INVESTIGATING WITH THE MAIN WITNESSES WHOM SAW ALL THAT NASTY CRIME, AND SAW THE REAL CRIMINAL, AND YOU KNOW IT TOO THE OTHER FACTS AND GROUNDS, AND LAST YEAR MY SISTER RESULTED WITH ANEMIA, AND LOOSING HER SIGHT, MY FATHER IS LOOSING HIS SIGHT OF HIS RIGHT EYE, MY MOTHER HAD A HEART SURGERY THIS YEAR, MY LITTLE ONE HAS TO DUMP UNIVERSITY, BEING TWENTY ONE TIMES THE FIRST PLACE AT STATE AND NATIONAL LEVEL, BECAUSE SHE NEED TO WORK IN ORDER TO PAY THE DOCTOR'S BILLS, AND SOME OTHER SAD THINGS AT MY FAMILY RELATIVES AND LOVED ONES ARE GOING THROUGH, NOT TO MENTION MY PEOPLE OR HOW MANY MORE INNOCENT PEOPLE WASTED, STILL OR THEY WILL GOING THROUGH, JUST BECAUSE ALL OF YOU AND THIS CRIMINAL ORGANISATION CONSPIRACY, IN ALL THIS COUNTRY, NOT ONLY ON THIS STATE, BUT IN ALL AMERICA, IS THAT FROM WHOM WE ARE DESCENDANTS? OR IT JUST WASTE AND AN OBSTACLE IN ORDER TO OBTAIN THOSE 40,000 OR 50,000 DOLLARS, THAT THE FEDERAL GOVERNMENT PAY FOR EACH PRISONER, PLUS, YOUR MONEY, GAMES AND IS,



IS THAT ALL OF YOU AND THIS CRIMINAL ORGANISATION HAVE NOT FAMILIES OR ARE MEMBERS OF ONE, I KNOW THAT ALL OF YOU DON'T HAVE HEART OR CONSCIOUSNESS, BUT HEY, ALL OF YOU KNOW IT OF MY INNOCENCE, SO AS YOU CAN SEE IT THAT TODAY IS CHRISTMAS THE DAY WHEN OUR LORD JESUS CHRIST AND SAVIOR WAS BORN, AND TODAY'S DAY IS EXACTLY SIX YEAR AGO THAT ALL OF YOU AND THIS CRIMINAL ORGANISATION SET ME UP AS YOU KNOW IT TOO, SAME AS YOU KNOW IT TOO THAT IT HAS BEEN YEARS WAITING FOR THE ANSWERS OF ALL OF MY LEGAL FORMS AND LETTERS FROM YOU, PENNSYLVANIA AND WASHINGTON D.C. OR NOW THAT IT COST ME A LOT IN ORDER TO OBTAIN THIS PIECES OF PAPER AND ENVELOPES, IS THAT YOUR NEXT STEP TOGETHER WITH THIS CRIMINAL ORGANISATION IS SEND TO SECTIONS, MORE ISOLATED THAN NOW I AM, IN ORDER TO ALL OF YOU AND THIS CRIMINAL ORGANISATION COMPLETE YOUR MURDER CONSPIRACY, OR ARE ALL OF YOU WAITING THAT ANOTHER MEMBER OF MY FAMILY DIE, IT HAS BEEN THREE OF THEM ON COUSIN UNCLE, AND ONE NIECE SIX MONTHS AGO, SO STOP PLAYING GOD'S GAMES AND STOP WAITING US SO MUCH, SO I'LL BEGLAD TO HEAR FROM YOU SOON, AND "MERRY CHRISTMAS AND HAPPY NEW YEAR?"

S, HERE ARE THE ADDRESSES OF MY LEGS DISABILITY AND THE MISUNDERSTANDING WARRANT THAT I HAVE IN PROVO UTAH, PLUS THE OGDEN POLICE DEPARTMENT, WHERE THE HIGHWAY PATROL OFFICER WHO STOP THE PERSON DRIVING DRUNK WHOM BROKE MY LEGS ON PIECES, AND IN NEED OF METALLIC PLATES AND BARS AND SUPPORT ON 1998. AS YOU KNOW IT TOO THAT OVER AT ST. FRANCIS HOSPITAL, DELAWARE PSYCHIATRIC CENTER SEND ME IN ORDER TO TAKE X RAYS FROM BOTH OF MY LEGS ON 07/14/04, AND OVER HERE ON DELAWARE INMATE'S NAME # IVAN MENDEZ CORRECTIONAL CENTER THEY TOOK TOO X-RAYS ON 04/21/06, WHERE YOU CAN SEE THE S.B.I. NUMBER # 453351 BARS AND METALLIC PLATES HOLDING MY BROKEN BONES FROM MY KNEES TO MY ANKLES, SO HERE ARE THE ADDRESSES:

OGDEN POLICE DEPARTMENT  
2849 WASHINGTON BLVD.  
OGDEN UTAH 84401

DATE OF BIRTH # 12/04/73  
JUDGE'S NAME # MR. RICHARD F. STOKES.  
DATE OF SENTENCE # 06/15/01  
NUMBER OF CASE # 318-2001

4TH. DISTRICT COURT  
125 NORTH 100 WEST  
PROVO UTAH 84601

MCMAH - DEE HOSPITAL  
4401 HARRISON BLVD.  
OGDEN UTAH 84403

.. I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

.. DATE: 12/25/2006

.. SIGNATURE: IVAN MENDEZ



IM IVAN MENDEZ  
SBI# 453351 UNIT S.H.U # 18  
DELAWARE CORRECTIONAL CENTER  
1181 PADDOCK ROAD  
SMYRNA, DELAWARE 19977

U.S.M.S.  
X-RAY



WILMINGTON DE 197  
26 DEC 2006



MR. PETER T. DALLO  
U.S. DISTRICT COURT  
844 N. KING STREET, BOX 18  
WILMINGTON DE  
19861

